

IN THE IOWA DISTRICT COURT FOR POLK COUNTY

STATE OF IOWA ex rel.
THOMAS J. MILLER,
ATTORNEY GENERAL OF IOWA,
99AG25112

Plaintiff,

vs.

CHRISTOPHER LAMPARELLO,
individually and in his corporate capacities, dba
WORLD WEALTH SYNDICATE and
PUBLISHING COMPANY INC.;

and

PRIDEMORE PUBLISHING COMPANY, INC.,
a New York corporation dba World Wealth
Syndicate;

Defendants.

Equity No. CE 62109

CONSENT JUDGMENT

On this 8th day of May, 2009, the Court, having been presented by Assistant Attorney General Steve St. Clair with this Consent Judgment and having reviewed the file in this matter, determines that final judgment should be entered herein, and finds as follows:

1. Plaintiff State of Iowa ex rel. Thomas J. Miller, Iowa Attorney General, has filed a Petition in Equity against the above-captioned defendants ("Defendants") pursuant to Iowa Code § 714.16 (2009), the Iowa Consumer Fraud Act, and this Consent Judgment, which has been approved by Plaintiff and each Defendant, is intended to resolve this litigation.

2. The Court has jurisdiction of the parties and subject matter.
3. The Court finds that this Consent Judgment should be entered.

For purposes of this Consent Judgment:

"Advertisement" (including other forms of the word *"advertise"*) has the meaning set forth at Iowa Code § 714.16 (1) (a) (2009).

"Merchandise" has the meaning set forth at Iowa Code § 714.16 (1) (i) (2009).

IT IS THEREFORE ORDERED pursuant to Iowa R. Civ. P. 1.1501 *et seq.* and Iowa Code § 714.16(7) that the defendants, and each of them, and, as applicable, each defendant's principals, employees, agents, servants, representatives, subsidiaries, affiliates, successors, assigns, parent or controlling entities, and all other persons, corporations and other entities acting in concert or participating with a defendant who have actual or constructive notice of the Court's injunction, are enjoined from engaging, whether individually or in combination, directly or indirectly, in the acts and practices set forth in the lettered subparagraphs below:

A. Violating the Iowa Consumer Fraud Act, Iowa Code § 714.16 (2009).

B. Advertising, promoting, selling, offering, or otherwise marketing ("marketing"), to a person in Iowa, any merchandise, including without limitation any method or system for making money or otherwise achieving any degree of financial success, and any opportunity to obtain a computer or other merchandise free or at a discount. An advertisement that is disseminated to one or more persons in Iowa does not violate this subparagraph if (1) it is being widely disseminated to a number of states such that persons in Iowa cannot practicably be excluded from the dissemination; (2) it clearly, conspicuously, and effectively discloses that orders will

not be accepted from persons in Iowa; and (3) no orders are in fact accepted from any person in Iowa.

C. In connection with any marketing of merchandise, whether to persons in Iowa or persons elsewhere, using an Iowa mailing address, return address, or business address, or stating or implying a connection to Iowa that does not in fact exist.

D. Failing to provide to the office of the Iowa Attorney General, within ten business days of receipt of a written (including faxed or e-mailed) request from that office, such information or documents relating to compliance with this Consent Judgment as Plaintiff may reasonably request.

E. Failing immediately to remove from any customer list within the possession or control of either or both defendants the name, address, and other information relating to residents of Iowa.

IT IS FURTHER ORDERED that, in addition to whatever other legal remedies may be available, a violation of this Consent Judgment constitutes a violation of the Iowa Consumer Fraud Act, Iowa Code § 714.16 (2009), and each violation by one of more defendants of this Consent Judgment, established by a preponderance of the evidence in a Consumer Fraud Act action brought by the Attorney General, gives rise to a presumptive civil penalty in the highest amount provided for by Iowa Code § 714.16 (7), namely \$40,000.00.

IT IS FURTHER ORDERED that, pursuant to Iowa Code § 714.16, Defendants make a prompt and full refund to each Iowa customer who requests one in writing and who has not already received a full refund.



IT IS FURTHER ORDERED pursuant to Iowa Code § 714.16(7) that Plaintiff's agreement to, and this Court's entry of, this Consent Judgment are expressly premised upon the truthfulness, accuracy, and completeness of the financial information provided to Plaintiff by Defendants, which contain material information upon which Plaintiff relied in negotiating and agreeing to the terms of this Consent Judgment. To the extent that any such financial information submitted to Plaintiff entailed certification under penalty of perjury under the laws of the United States that such information was true and correct, such certification shall be interpreted to include Iowa law. If, upon motion by Plaintiff, this Court finds that in providing such financial information any Defendant failed to disclose any material asset or income source, or materially misstated the value or extent of any asset or income source, or made any other material misstatement or omission, then judgment in the amount of \$70,000.00 shall be entered for Plaintiff against such Defendant(s) (jointly and severally if this provision is applied to more than one defendant). For the purposes of proceedings for entry of the money judgment provided for in this paragraph, each Defendant waives any right to contest any of the allegations set forth in the Petition. Any proceeding under this paragraph is in addition to, and not in lieu of, any other legal proceeding or remedy provided by law, including any other proceedings that Plaintiff may initiate to enforce this Consent Judgment or to penalize false statements. Any monetary judgment awarded under this paragraph may be used by Plaintiff to make restitution to consumers suffering losses as a result of any activity described in the Petition, and/or for other lawful purposes including deposit into the fund referenced in Iowa Code §714.16C.

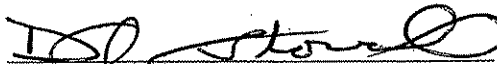
IT IS FURTHER ORDERED pursuant to Iowa Code § 714.16(7) the signature of each Defendant below constitutes a waiver of service upon that Defendant of this Consent Judgment,

②

and all injunctive provisions and other provisions of this Consent Judgment shall have immediate force and effect upon filing, and that the approval signatures of parties and counsel may be affixed through counterparts.

IT IS FURTHER ORDERED that the Court retains jurisdiction for purposes of enforcing this Consent Judgment.

IT IS FURTHER ORDERED that Defendants pay the court costs herein.


JUDGE, Fifth Judicial District
D.J. STOVALL, JUDGE

Approved:

FOR DEFENDANTS:

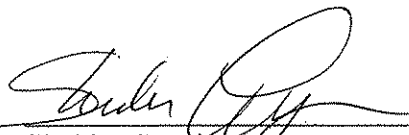
Date: 4/14/09


Christopher Lamparello

Date: 4/14/09

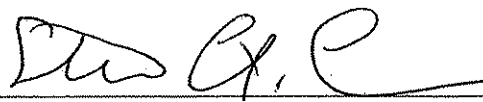

For Pridemore Publishing Company, Inc.

Date: 4/14/09


Sheldon Lustigman
Attorney for Defendants

FOR PLAINTIFF:

Date: 5-8-09


Steve St. Clair
Assistant Iowa Attorney General